

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

JAMES C. CARR, SR.,	:	
	:	
Plaintiff,	:	Case No. 3:05CV387
	:	
vs.	:	District Judge Walter Herbert Rice
	:	Magistrate Judge Sharon L. Ovington
MIAMI COUNTY JAIL, et al.,	:	
	:	
Defendants.	:	
	:	

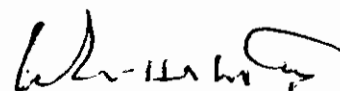
**DECISION AND ENTRY ADOPTING REPORT AND RECOMMENDATIONS FILED ON
SEPTEMBER 25, 2006 (Doc. #25); GRANTING DEFENDANTS' MOTION TO DISMISS
FOR FAILURE TO PROSECUTE (Doc. #23); DISMISSING PLAINTIFF'S COMPLAINT
WITHOUT PREJUDICE; AND TERMINATING THE CASE ON THE DOCKET OF THIS
COURT**

The Court has conducted a de novo review of the Report and Recommendations of United States Magistrate Judge Sharon L. Ovington (Doc. #25), to whom this case was originally referred pursuant to 28 U.S.C. §636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) has expired, hereby **ADOPTS** said Report and Recommendations.

It is therefore **ORDERED** that:

1. The Report and Recommendations filed on September 25, 2006 (Doc. #25) is ADOPTED in full;
2. Defendants' Motion To Dismiss For Failure To Prosecute (Doc. #23) is GRANTED;

3. Plaintiff James C. Carr, Sr.'s Complaint is DISMISSED without prejudice; and
4. This case is terminated on the docket of this Court.

A handwritten signature in black ink, appearing to read "Walter Herbert Rice", written above a horizontal line.

Walter Herbert Rice
United States District Judge